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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

YURIY ANAKIN,

Plaintiff,

vs.

\*CONTRA COSTA REGIONAL MEDICAL  
CENTER,

\*JOHN DOES NUMBERS 1 THROUGH 10,

\*CENTRAL MEDICAL LABORATORY (A  
CALIFORNIA CORPORATION),

\*PHLEBOTOMIST JONATHAN YOUNG,

\*C.H.P OFFICERS LUCAS EATCHEL  
(#19535) AND J. JACKSON (#19151), IN  
THEIR INDIVIDUAL CAPACITIES, AND

\*CONTRA COSTA COUNTY SHERIFF'S  
DEPUTY W. ARMSTRONG (#73440), IN  
HIS INDIVIDUAL CAPACITY,

Defendants.

Case No. C16-00161 MEJ

**STIPULATION AND ~~PROPOSED~~  
ORDER TO EXTEND TIME TO  
RESPOND TO MOTION TO DISMISS**

[CIVIL L.R. 6-1(b), 6-2(a), 7-12]

CRTRM: B, 15<sup>TH</sup> Floor  
Judge: Hon. Maria-Elena James, Presiding  
Date Action Filed: January 11, 2016  
Trial Date: None Assigned

Pursuant to Civil Local Rules 6-1(b), 6-2(a), and 7-12, Plaintiff YUIRY ANAKIN, by and  
through his attorney of record, Mark W. Kelsey, and Defendants CONTRA COSTA COUNTY  
and DEPUTY W. ARMSTRONG ("Defendants"), by and through their attorney of record, Deputy

County Counsel Nima E. Sohi of the Contra Costa County Counsel's Office, hereby stipulate to an extension of time for Plaintiff YUIRY ANAKIN to file a response to Defendants' Motion to Dismiss, filed on February 19, 2016 (ECF Doc. No. 11).

# **RECITALS**

1. On January 11, 2016, Plaintiff filed a complaint alleging violations of his civil rights pursuant to 42 U.S.C. §§ 1983. *See* ECF Doc. No. 1.
2. On February 2, 2016, a stipulation to extend time for Defendants to respond to the complaint was filed by Plaintiff at Defendants' request. *See* ECF Doc. No. 9.
3. On February 19, 2016, Defendants Contra Costa County (sued as Contra Costa Regional Medical Center) and Deputy W. Armstrong filed a Motion to Dismiss All Claims pursuant to FRCP 12(b)(6), and a Motion to Strike pursuant to FRCP 12(f). *See* ECF Doc. No. 11.
4. Pursuant to this Court's local rules, the deadline for Plaintiff to respond to the Motion to Dismiss is March 4, 2016.
5. Defendants noticed the date for Hearing on the Motion to Dismiss for March 31, 2016; the undersigned parties agree that this date should not be affected by the instant stipulation.
6. This Court's Initial Case Management Scheduling Order set the date for the initial case management conference on April 21, 2016; the undersigned parties agree that this date should not be affected by the instant stipulation. *See* ECF Doc. No. 4.

# **STIPULATION**

The undersigned parties hereby agree and stipulate that the time for Plaintiff to respond to Defendants' Motion to Dismiss (ECF Doc. No. 11) should be extended by one week to March 11, 2016, and that Defendants' time to file a Reply to Plaintiff's Response should accordingly be extended by one week, to March 18, 2016. Hearing on the Motion shall proceed as scheduled on April 7, 2016 at 10:00 a.m.

~~March 31, 2016.~~

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1 IT IS SO STIPULATED.  
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4 DATED: March 2, 2016

LAW OFFICES OF MARK W. KELSEY

5 By: /s/ Mark W. Kelsey  
6 MARK W. KELSEY  
7 Attorney for Plaintiff  
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9 DATED: March 2, 2016

SHARON L. ANDERSON  
COUNTY COUNSEL

10 By: /s/ Nima E. Sohi  
11 NIMA E. SOHI  
12 Deputy County Counsel  
13 Attorneys for Defendants  
14 CONTRA COSTA COUNTY and DEPUTY W.  
15 ARMSTRONG  
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**ORDER**

17 PURSUANT TO STIPULATION, IT IS SO ORDERED.

18 The hearing on the Motion is extended to April 7, 2016 at 10:00 a.m.

19 DATED: March 3, 2016

  
20 Hon. Maria-Elena James  
21 United States Magistrate Judge  
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